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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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11 ASIS INTERNET SERVICES,

No. C-08-03186 EDL

12 Plaintiff,

**ORDER CONTINUING HEARING DATE  
FOR PLAINTIFF'S MOTION FOR  
SUMMARY JUDGMENT**

13 v.

14 RICHARD RAUSCH,

15 Defendant.  
16 \_\_\_\_\_/

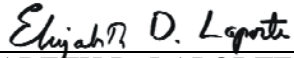
17 On October 30, 2009, Plaintiff filed a Motion for Summary Judgment against Defendant  
18 Edward Heckerson, which was set for hearing on December 22, 2009. Defendant Heckerson failed  
19 to oppose the Motion, which according to the proof of service, was served on counsel on October  
20 30, 2009. However, Defendant Heckerson's counsel told the Court's Courtroom Deputy that he did  
21 not receive the Motion for Summary Judgment (apparently due to his failure to register as an ECF  
22 user). In order to decide this matter on a complete record, the Court vacates the December 22, 2009  
23 hearing date and continues the hearing to January 19, 2010 at 2:00 p.m. Defendant Heckerson shall  
24 file an opposition no later than December 29, 2009. Plaintiff may file a reply no later than January  
25 7, 2010.

26 This case has been designated for electronic filing, pursuant to Local Rule 5-4 and General  
27 Order 45. General Order 45 provides at Section III that cases assigned to judges who participate in  
28 the e-filing program "shall be presumptively designated" as e-filing cases. General Order 45 also  
provides at Section IV (A) that: "Each attorney of record is obligated to become an ECF User and be

1 assigned a user ID and password for access to the system upon designation of the action as being  
2 subject to ECF.” Defendant Heckerson’s counsel must register as an ECF user immediately. Forms  
3 and instructions for registering can be found on the Court’s Web site at [ecf.cand.uscourts.gov](http://ecf.cand.uscourts.gov).

4 **IT IS SO ORDERED.**

5 Dated: December 11, 2009

  
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ELIZABETH D. LAPORTE  
United States Magistrate Judge